

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----x  
United States of America :  
: :  
: :  
- against - : CR 11-702 (FB)  
: :  
John Scrofani :  
: :  
-----x

CONSENT TO HAVE A PLEA TAKEN BEFORE  
MAGISTRATE JUDGE VIKTOR V. POHORELSKY

United States Magistrate Judge Viktor V. Pohorelsky has informed me of my right to have my plea taken before a United States District Judge. I have further been advised, however, that I may consent to have my plea taken before Magistrate Judge Viktor V. Pohorelsky. I understand that I will suffer no prejudice if I refuse to so consent. I further understand that if I do not consent, the District Court Judge assigned rather than the Magistrate Judge will conduct the plea allocution.

After having discussed this matter fully with my counsel, I hereby consent to enter my plea before United States Magistrate Judge Viktor V. Pohorelsky.

By: Robert A. Berlin  
Assistant United States Attorney

Dated: May 23, 2012  
Brooklyn, New York

John Scrofani  
Defendant

J. S. O.  
Attorney for the Defendant

s/ MJ Pohorelsky  
Before: MJ Pohorelsky  
VIKTOR V. POHORELSKY  
United States Magistrate Judge